

## Certificate of Notice Page 1 of 4

United States Bankruptcy Court

Eastern District of Pennsylvania

In re:

Midnight Madness Distilling LLC

Debtor

Case No. 21-11750-mdc

Chapter 11

District/off: 0313-2

User: admin

Page 1 of 2

Date Rcvd: Jul 02, 2021

Form ID: pdf900

Total Noticed: 3

The following symbols are used throughout this certificate:

**Symbol****Definition**

- + Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
- # Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

**Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 04, 2021:**

<b>Recip ID</b>	<b>Recipient Name and Address</b>
db	Midnight Madness Distilling LLC, 118 N. Main Street, Trumbauersville, PA 18970
br	# Wm. F. Comly & Son, Inc., 1825 E. Boston Street, Philadelphia, PA 19125-1296

TOTAL: 2

**Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.**

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

<b>Recip ID</b>	<b>Notice Type: Email Address</b>	<b>Date/Time</b>	<b>Recipient Name and Address</b>
smg	+ Email/Text: usapae.bankruptcynotices@usdoj.gov	Jul 02 2021 23:21:00	U.S. Attorney Office, c/o Virginia Powell, Esq., Room 1250, 615 Chestnut Street, Philadelphia, PA 19106-4404

TOTAL: 1

**BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

**NOTICE CERTIFICATION**

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jul 04, 2021

Signature: /s/Joseph Speetjens**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 2, 2021 at the address(es) listed below:

<b>Name</b>	<b>Email Address</b>
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HARRY J. GIACOMETTI

on behalf of Debtor Midnight Madness Distilling LLC harry.giacometti@flastergreenberg.com  
harry.giacometti@ecf.inforuptcy.com;jennifer.vagnozzi@flastergreenberg.com;giacometti.flastergreenberg@gmail.com;jeanne.valentino@flastergreenberg.com

JEFFREY KURTZMAN

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on behalf of Creditor BET Investments Kurtzman@kurtzmansteady.com

JENNIFER L. MALESKI

on behalf of Creditor PNC Equipment Finance LLC jmaleski@dilworthlaw.com, mdolan@dilworthlaw.com;cchapman-tomlin@dilworthlaw.com

JENNIFER L. MALESKI

on behalf of Creditor PNC BANK NATIONAL ASSOCIATION jmaleski@dilworthlaw.com, mdolan@dilworthlaw.com;cchapman-tomlin@dilworthlaw.com

KEVIN P. CALLAHAN

on behalf of U.S. Trustee kevin.p.callahan@usdoj.gov

MATTHEW A. HAMERMESH

on behalf of Creditor ETOH Worldwide LLC mhamermesh@hangley.com ecffilings@hangley.com;kem@hangley.com;mjl@hangley.com

MATTHEW A. HAMERMESH

on behalf of Creditor Agtech VI LLC mhamermesh@hangley.com, ecffilings@hangley.com;kem@hangley.com;mjl@hangley.com

MICHAEL G. MENKOWITZ

on behalf of Anthony Lorubbio mmenkowitz@frof.com brian-oneill-fox-5537@ecf.pacerpro.com;jdistanislao@foxrothschild.com

United States Trustee

USTPRegion03.PH.ECF@usdoj.gov

WILLIAM J. BURNETT

on behalf of Debtor Midnight Madness Distilling LLC william.burnett@flastergreenberg.com william.burnett@ecf.inforuptcy.com;jennifer.vagnozzi@flastergreenberg.com;jeanne.valentino@flastergreenberg.com

TOTAL: 10

**UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

In re:

MIDNIGHT MADNESS DISTILLING, LLC

CHAPTER 11

CASE NO. 21-11750 (MDC)

**ORDER GRANTING APPLICATION OF DEBTOR  
TO EMPLOY WM. F. COMLY & SON, INC. AS MARKETING BROKER  
PURSUANT TO SECTION 327 OF THE BANKRUPTCY CODE**

AND NOW, upon consideration of the Application of the Debtor to Employ Wm. F. Comly & Son, Inc. as Marketing Broker (the “Application”); and after consideration of any objections or responses to the Application<sup>1</sup>; and after due deliberation and it appearing that the relief sought in the Application is in the best interests of the Debtor, its estate, and its creditors; it is hereby:

ORDERED, that the Application is Granted; and it is

ORDERED, that except as otherwise provided herein, the Debtor is hereby authorized to employ Wm. F. Comly & Son, Inc. in accordance with the Application and as of the date of the Application; and it is

ORDERED, that except as otherwise provided herein, Wm. F. Comly & Son, Inc. shall be compensated for its services and reimbursed for any related expenses in accordance with applicable provisions of the Bankruptcy Code, the Bankruptcy Rules, the Local Rules and any other applicable orders of this Court; and it is

ORDERED, that in the event that PNC Bank, N.A. and/or PNC Equipment Finance, LLC (collectively, “PNC”), or any successor-in-interest to PNC, is the winning bidder for the Assets

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<sup>1</sup> Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Application.

by virtue of a credit bid of PNC's claims, then Comly's entitlement to a commission for the sale shall be subject to further Order of this Court and the rights of PNC (and any other party-in-interest) to object to Comly's request for such a commission are hereby expressly reserved.

BY THE COURT:

July 1, 2021



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MAGDELINE D. COLEMAN  
CHIEF U.S. BANKRUPTCY JUDGE